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STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
Land Division  
Honolulu, Hawaii 96813

July 14, 2006

Board of Land and Natural Resources  
State of Hawaii  
Honolulu, Hawaii

OAHU

Consent to Assign General Lease No. S-3767, Kazuto Yamada and Ayako Yamada, Assignors, to A & K Nursery, Inc., Assignee, Consent to Mortgage and Extension of Lease Term, Waimanalo, Koolaupoko, Oahu, Tax Map Key: (1) 4-1-027:028.

APPLICANT AND REQUEST:

Kazuto Yamada and Ayako Yamada, as Assignors, to A & K Nursery, Inc., a Hawaii corporation, whose business and post office address is 41-130 Waikupanaha Street (P.O. Box 450), Waimanalo, Hawaii 96795, as Assignee.

Consent to Mortgage from A & K Nursery, Inc., Mortgagor, to Finance Factors, Mortgagee, in an amount not to exceed \$55,000.00

For Mortgagor to qualify for this mortgage, Mortgagee requires an extension of General Lease No. S-3767 for 12 years, commencing on December 2, 2006, and expiring on December 1, 2018, for an aggregate term (initial term plus all extensions) of 55 years.

LEGAL REFERENCE:

Section 171-22, 36(a)(5) and (b), Hawaii Revised Statutes, as amended.

LOCATION AND AREA:

Portion of Government lands known as Lot 27, Waimanalo Agricultural Subdivision situated at Waimanalo, Koolaupoko, Oahu, identified by Tax Map Key: (1) 4-1-027:028, consisting of approximately 7.195 acres, as shown on the attached map labeled Exhibit A.

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act

DHHL 30% entitlement lands pursuant to the Hawaii State  
Constitution: YES \_\_\_\_\_ NO   x  

CHARACTER OF USE:

Diversified agriculture purposes, which shall mean the cultivation of truck, orchard, flower and nursery crops and shall not include or embrace the cultivation of grasses or forage crops except as cover crops and then only for the short periods between crops consistent with good diversified crop practices; and provided, further, that

nothing in this paragraph shall be construed as intending to prohibit the Lessee and his employees from maintaining a home garden and keeping chickens or other food and/or pleasure animals (excepting swine) for his own use and not for sale to others.

TERM OF LEASE:

Original term of 20 years, commencing on December 2, 1963 and expiring on December 1, 1983. Extension of lease for 23 years was granted from December 2, 1983 to December 1, 2006.

Requested extension of 12 years commencing on December 2, 2006 to December 1, 2018.

ANNUAL RENTAL:

Current rent is \$8,100.00, due annually on April 7, of each year.

RENTAL REOPENINGS:

The first twenty years, there was no reopening, subsequently, the extension provided for reopenings on April 7, 1987 and April 7 1997.

Reopening for the extended term shall be on July 14, 2006 (immediate reopening), and July 14, 2016 (approximately 10<sup>th</sup> year of additional term).

RECOMMENDED PREMIUM:

Not applicable, the lease does not allow for a premium.

USE OF LOAN PROCEEDS:

The lessee plans to use the loan amount of \$55,000 to improve the irrigation system on the property, improve the crop nutrient program and renovate the existing infrastructure on the property. The 2005 assessment value provided by the City and County of Honolulu is \$1,540,900 (comprising \$1,307,100 for land and \$233,800 for building).

DCCA VERIFICATION:

Place of business registration confirmed:	YES <u>X</u>	No <u>    </u>
Registered business name confirmed:	YES <u>X</u>	No <u>    </u>
Applicant in good standing confirmed:	YES <u>X</u>	No <u>    </u>

APPLICANT REQUIREMENT:

The applicant shall be required to pay for an appraisal for the immediate rental reopening.

REMARKS:

GL S-3761 was sold at an auction to Ronald Lindsey for diversified agriculture use, for a term of 20 years commencing on December 2, 1963, and expiring on December 1, 1983.

On March 24, 1972, the Board consented to the assignment of the subject lease from Ronald Lindsey to Kazuto Yamada and Ayako Yamada, husband and wife, as tenants by entirety.

Kazuto and Ayako Yamada requested an extension of 23 years to the lease term, commencing on December 2, 1983 and expiring on December 1, 2006. The Board granted approval for the request for extension on April 7, 1997.

By way of a letter dated May 10, 2006, Mr. Richard Wada, attorney for Kazuto and Ayako Yamada, submitted to the Land Division, application forms for the Consent to Assignment of General Lease No. S-3767 from Kazuto and Ayako Yamada to A & K Nursery, Inc., as well as a request for the Consent to Mortgage and Extension of Lease for General Lease No. S-3767. A & K Nursery, Inc. is applying for a mortgage loan in the amount of \$55,000.00 with Finance Factors and requests an extension of 12 years for General Lease No. S-3767 to December 1, 2018.

Kazuto Yamada and Ayako Yamada have both stated that due to their age, they agreed to assign the lease over to their corporation under A & K Nursery, Inc. while they are still healthy and are able to enjoy their health. A & K Nursery, Inc. has been operating in the nursery business under Kazuto Yamada since 1977.

There were two (2) Notice of Default issued to Kazuto and Ayako Yamada during the past three years. Those defaults include failure to maintain the premises in a sanitary and orderly condition, as well as failure to maintain the performance bond at twice the annual rental amount.

Mr. Yamada had questioned the performance bond requirement, being that under the Lease, the language reads that the bond amount should be equal to twice the annual bid rent. However, Kazuto and Ayako Yamada managed to cure those defaults and no submittal has been brought to the Board for forfeiture of the lease due to the default.

Kazuto and Ayako Yamada are presently current with all lease compliance issues. A site inspection conducted on May 14, 2003 reflected that the property is being maintained in a satisfactory manner.

Should the Board approve the request for extension, there will be an immediate rental reopening and the lessee must pay for an appraisal for the immediate reopening.

A & K Nursery, Inc. have not had a lease, permit, easement or other disposition of State lands terminated within the last five years due to non-compliance with such terms and conditions.

Staff did not solicit comment from other agencies on the subject request as this is an extension of the existing use.

RECOMMENDATION:

That the Board, subject to the Applicant fulfilling the Applicant requirement listed above:

1. Consent to the assignment of General Lease No. S-3767 from Kazuto Yamada and Ayako Yamada, Assignors, to A & K Nursery, Inc., Assignees, subject to the following:
  - A. The standard terms and conditions of the most current consent to assignment form, as may be amended from time to time;
  - B. Review and approval by the Department of the Attorney General; and
  - C. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.
2. Consent to the mortgage between A & K Nursery Inc., Mortgagor, and Finance Factors, Mortgagee, subject to the following:
  - A. The loan proceeds shall be used for the purposes as stated in "Use of Loan Proceeds" above. The Lessee shall maintain records of loan expenditures which may be inspected by the Department;
  - B. The standard terms and conditions of the most current consent to mortgage form, as may be amended from time to time;
  - C. Review and approval by the Department of the Attorney General; and
  - D. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.
3. Authorize the extension of General Lease No. S-3767 under the terms and conditions cited above, which are by this reference incorporated herein and further subject to the following:
  - A. The standard terms and conditions of the most current lease extension form, as may be amended from time to time;
  - B. The performance bond shall be in an amount equal to two times the annual rental then payable;
  - C. Review and approval by the Department of the Attorney General; and

July 14, 2006

- D. Such other terms and conditions as may be prescribed  
by the Chairperson which are in the interests of the  
State.

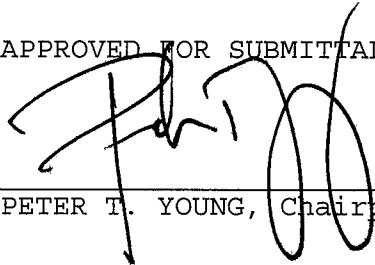
Respectfully Submitted,



Steve Lau

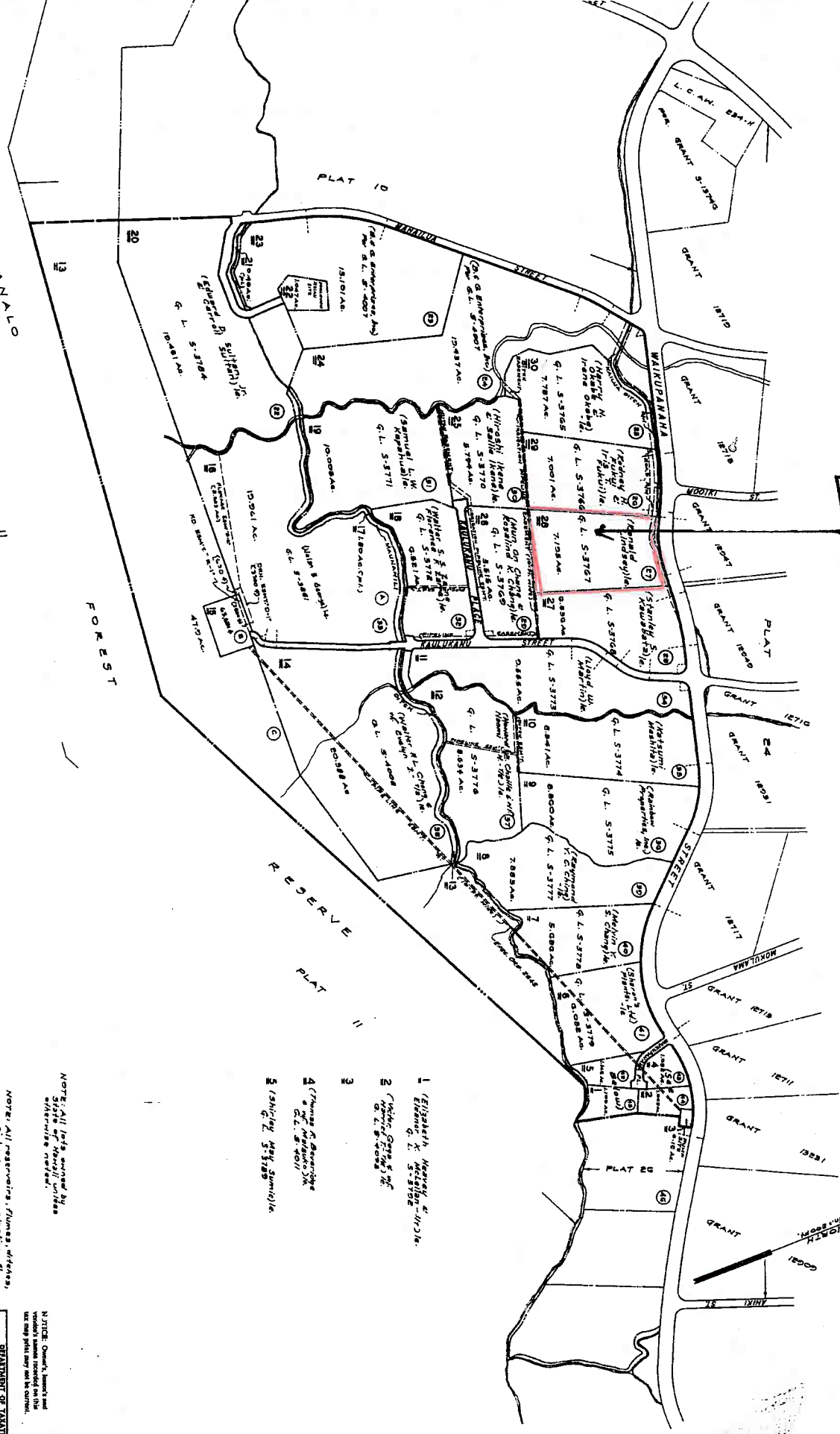
Steve Lau  
Land Agent

APPROVED FOR SUBMITTAL:



PETER T. YOUNG, Chairperson

**SUBJECT  
PROPERTY**



1. Elizabeth, Mary & John, et al. G.L. 5-3702
2. (Helen, George & M. G.L. 5-3703)
- 3.
4. (Thomas, George & M. G.L. 5-3704)
5. (Helen, George & M. G.L. 5-3705)

NOTE: All info. entered by State of Hawaii, unless otherwise noted.

NOTE: All persons, firms, etc., who own or operate any of the above property, or who are interested in the same, are hereby notified that they must file with the Department of Taxation, a statement of the value of the property, and the amount of the tax thereon, within the time specified in the notice.

FOR REAL PROPERTY TAXATION PURPOSES  
SUBJECT TO CHANGE

DEPARTMENT OF TAXATION PROPERTY ASSESSMENT DIVISION TAX MAPS BRANCH TAX MAP			
ZONE	SECTION	SUBSECTION	PLAT
4	1	27	

SCALE: 1 IN. = 200 FT.

**EXHIBIT "A"**

**State of Hawaii  
Department of Land and Natural Resources  
Land Division**

**REQUEST FOR CONSENT TO ASSIGNMENT - APPLICATION FORM**

This Application Form is for current tenants requesting:

- Consent to agreement of sale
- Consent to assignment of lease
- Consent to assignment of sublease
- Consent to assignment of grant of easement

Please note the following important points:

- 1) We will not process your request unless you are in full compliance with your lease terms and conditions, including but not limited to, the rent, insurance, performance bond, and Conservation Plan requirements.
- 2) Persons who have had, during the five years preceding, a previous sale, lease, license, permit or easement canceled for failure to satisfy the terms and conditions are not eligible to purchase or lease public lands, including via assignments.
- 3) For pasture and agriculture leases, proposed Assignees are required to submit their qualifications and experience (Attachment A) to allow us to determine whether they are qualified ranchers or farmers.
- 4) In some leases, the Land Board has the right to review and approve the consideration paid by the Assignee and may condition its consent to the assignment on the revision of lease rent or the payment by the Lessee of a premium based on the amount by which the consideration for the assignment exceeds the straight-line depreciated cost of improvements and trade fixtures being transferred to the Assignee.
- 5) You will be responsible for paying processing fees.

All applications must be complete to be considered for processing. Please submit two copies of the completed application form to the District Branch office in your county:

Oahu District Branch  
1151 Punchbowl Street, Room 220  
Honolulu, Hawaii 96813  
Phone: (808) 587-0433; Fax: (808) 587-0455

Maui District Branch  
54 High Street, Room 101  
Wailuku, Hawaii 96793  
Phone: (808) 984-8100; Fax: (808) 984-8111

Hawaii District Branch  
75 Aupuni Street, Room 204  
Hilo, Hawaii 96720  
Phone: (808) 974-6203; Fax: (808) 974-6222

Kauai District Branch  
3060 Eiwa Street, Room 306  
Lihue, Hawaii 96766  
Phone: (808) 274-3491; Fax: (808) 274-3438

STATE OF HAWAII  
DEPARTMENT OF LAND & NATURAL RESOURCES  
REQUEST FOR CONSENT TO ASSIGNMENT

For DLNR use only:

Date of request: \_\_\_\_\_  
Date request recvd: \_\_\_\_\_  
Type of Request: \_\_\_\_\_  
Assigned Land Agent: \_\_\_\_\_

I. GENERAL INFORMATION

General Lease No. \_\_\_\_\_

Type of Request:

- ☐ Consent to agreement of sale  
☒ Consent to assignment of lease  
☐ Consent to assignment of sublease  
☐ Consent to assignment of grant of easement

II. ASSIGNOR/ASSIGNEE INFORMATION

Should the consent be approved, the following information will be used in the preparation of the legal documents. Therefore, please include all applicable parties and legal names.

**Assignor:**

YAMADA

KAZUTO

Last name

First Name

YAMADA

AYAKO

Last name

First Name

Last name

First Name

**Assignee(s):** A & NURSERY, INC., a Hawaii corporation

Last name

First Name

Marital status: ☐ Single ☐ Widow/widower ☐ Married – spouse of: \_\_\_\_\_

Held as: ☐ Tenant in Severalty ☐ Tenants in Common ☐ Joint Tenants ☐ Tenants by Entirety

Percentage held: \_\_\_\_\_%

Last name

First Name

Marital status: ☐ Single ☐ Widow/widower ☐ Married – spouse of: \_\_\_\_\_

Held as: ☐ Tenant in Severalty ☐ Tenants in Common ☐ Joint Tenants ☐ Tenants by Entirety

Percentage held: \_\_\_\_\_%

Last name

First Name

Marital status: ☐ Single ☐ Widow/widower ☐ Married – spouse of: \_\_\_\_\_

Held as: ☐ Tenant in Severalty ☐ Tenants in Common ☐ Joint Tenants ☐ Tenants by Entirety

Percentage held: \_\_\_\_\_%

Mailing address: 41-130 Waikupanaha Street

No. and Street

Waimanalo

Hawaii

96795

City

State

Zip Code

Contact person:

YAMADA

DAVID

M.

Last name

First Name



Phone number: ( 808 ) 381-5253 ( x ) ( x ) (All)  
Work Home Cellular  
( ) ( )  
Pager Fax E-mail address

Assignee intends to hold title as:

Type of owner (check one):

- |                            |                                   |
|----------------------------|-----------------------------------|
| ( ) Individual             | ( ) Partnership                   |
| ( ) Husband and Wife       | ( ) Limited Partnership           |
| ( ) Sole Proprietorship    | ( ) Limited Liability Partnership |
| ( ) Joint Venture          | (x) Corporation                   |
| ( ) Trust                  | ( ) Non-Profit Corporation        |
| ( ) Association            | ( ) Limited Liability Corporation |
| ( ) Other (specify): _____ |                                   |

For partnership or corporation, State of incorporation: Hawaii

## II. AGENT

If you have an attorney, consultant or other person processing this request for you, please include the following information.

Agent name: WADA RICHARD Y.  
Last name First Name  
Agent address: 1136 Union Mall, Suite 303  
No. and Street  
Honolulu Hawaii 96813  
City State Zip Code  
Phone numbers: (808) 537-2952 (808) 734-7044 (808) 358-9035  
Work Home Cellular  
( ) (808) 537-2954 wadarm@hawaiiantel.net  
Pager Fax E-mail address

## III. ASSIGNMENT INFORMATION

The following information is required to process your request.

- 1) Cost of improvements: \$ 200,000.00
- 2) Cost of trade fixtures: \$ 50,000.00
- 3) Value of inventory: \$ 50,000.00
- 4) Consideration: \$ - Purchase \$250,000.00
- 5) What is the reason for the assignment?

KAZUTO YAMADA and AYAKO YAMADA (current owners) formed

A & K NURSERY, INC., a Hawaii corporation, in 1978 and have been operating in farming ever since. KAZUTO YAMADA wishes to retire and not be a part of the farming operation. Therefore A & K NURSERY, INC., a Hawaii corporation, will take over the assignment and continue the farming operation.

- 6) Has any of the assignees had a sale, lease, permit, easement, license or any other land disposition canceled within the past five years for failure to satisfy the terms and conditions of such disposition? No

III. ATTACHMENTS

- 1) Attach two (2) copies the assignment document, both bearing original signatures.
- 2) If the subject lease is for pasture or agricultural use, the proposed Assignee is required to complete Attachment A.
- 3) Attach copy of State and county tax clearances for the Assignee(s). Refer to Attachment B for information.

**For DLNR Use Only:**

**TO CLOSE REQUEST:**

Reason for closing: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Approved by DLA: \_\_\_\_\_

Date request closed: \_\_\_\_\_

**Attachment A**  
**Qualification Questionnaire**

**Qualifications and Experience**

1. Indicate experience to qualify as a bona fide farmer pursuant to Section 171-14.5, HRS. For husband and wife, at least one individual shall qualify. For partnerships, joint ventures and corporations, "Applicant" in the following questions refers to the entity itself, and, therefore, only 1.A, 1.B, 1.G and 1.J below will apply.

A. Has the Applicant spent not less than two years, full-time, in farming operations? If yes, explain in Question 3. ☒ Yes    ☐ No

B. Is the Applicant an owner-operator of an established farm conducting a substantial farming operation? If yes, explain in Question 3. ☒ Yes    ☐ No

C. Has the Applicant, for a substantial period of the individual's adult life, resided on a farm and depended on farm income for a livelihood? If yes, explain (number of years, location, income, etc): ☒ Yes    ☐ No  
A & K NURSERY was started in 1967 and was incorporated in 1978.

This operation was based mainly in Waimanalo on DLNR land and has continued to expand.

D. Is the Applicant an individual who has been a farm tenant or farm laborer or other individual, who has for the two years last preceding the auction obtained the major portion of their income from farming operations? If yes, explain in Question 3. ☒ Yes    ☐ No

E. Does the Applicant have a college degree in agriculture? If yes, explain in Question 2. ☒ Yes    ☐ No

F. Is the Applicant an individual who, by reason of ability, experience, and training as a vocational trainee, is likely to successfully operate a farm? If yes, explain in Question 2. ☒ Yes    ☐ No

G. Has the Applicant received a commitment for a loan under the Bankhead-Jones Farm Tenant Act for the acquisition of a farm? If yes, attach copy of executed loan document or notification letter. ☐ Yes    ☒ No

H. Is the Applicant an individual who is displaced from employment in an agricultural production enterprise? If yes, explain in Question 3. ☐ Yes    ☒ No

I. Is the Applicant a member of the Hawaii Young Farmer Association or a Future Farmer of America graduate with two years of training with farming projects? If yes, attach letter confirming membership and training and explain in Question 2. ☐ Yes    ☒ No

J. Does the Applicant possess the qualifications under the new farmer program pursuant to section 155-1(3), HRS? If yes, explain: ☒ Yes    ☐ No

University of Hawaii      Horticulture Business

BA      Graduate - I was not displaced from any agriculture entity.

- K. Does the Applicant possess such other qualifications? (x) Yes ( ) No  
If yes, briefly describe any other information which you may consider pertinent to assessing your qualifications and experience and which is not contained in your responses to Questions 2 & 3:

Other qualifications - welding, repairing ag equipment, plumbing, and electrical repair experience. These qualifications are necessary to maintain consistency in our Ag business.

2. Education and Training

- A. List all vocational training, business, trade, college or university, graduate or professional schools:

Name & Location of School (and Name of Person, if applicable)	Field of Study	Degree Type	Date Received
Iolani - (Oahu)	1 - 12 Grade	High Standard	6/86
University of Hawaii	Horticulture Business	BA	12/90

- B. Attach evidence of your graduation from college (copy of transcripts or diploma).

- C. Describe any vocational or other training you have received which relates to your qualifications and experience to successfully operate your farm/ranch:

I grew up on our farm (A & K Nursery). Daily experiences plus surrounding farm operations have provided me with a good background

3. In chronological order starting with the Applicant's most current experience, briefly describe Applicant's farming/ranching experience and business experience (management, financial and marketing) as it relates to the land intended to be bid on. For partnerships, joint ventures and corporations, include both experience of business entity itself as well as experience of principals or managers. **Copy and attach additional sheets as needed.**

Business Name <u>A &amp; K NURSERY, INC.</u> Address <u>41-130 Waikupanaha Street, Waimanalo, Hawaii 96795</u> Name & Title of Supervisor <u>David Yamada</u> Your Position <u>President</u> Commodity Produced <u>Tuberose &amp; White Gihger - Leis</u> Size of Operations (no. of employees , acres) <u>50+ Employees 300+ Acres</u> Duties & Responsibilities <u>Production, Accounting, Managing,</u> <u>All aspects of business continuity</u>	From: <u>6</u> 1986 Month Year To: <u>Present</u> Month Year Full-time (xx) Part-time ( ) Average hours worked per week: <u>60+</u>
Business Name _____ Address _____ Name & Title of Supervisor _____ Your Position _____ Commodity Produced _____ Size of Operations (no. of employees , acres) _____ Duties & Responsibilities _____	From: _____ Month Year To: _____ Month Year Full-time ( ) Part-time ( ) Average hours worked per week: _____
Business Name _____ Address _____ Name & Title of Supervisor _____ Your Position _____ Commodity Produced _____ Size of Operations (no. of employees , acres) _____ Duties & Responsibilities _____	From: _____ Month Year To: _____ Month Year Full-time ( ) Part-time ( ) Average hours worked per week: _____

4. For any experience listed above which the Applicant would like to be considered in order to qualify as a bona fide farmer pursuant to Section 171-14.5, HRS, under Question 11, attach verification, including but not limited to: 1) pay stubs or W-2 forms where Applicant was employed as an individual or 2) Schedule F of federal income tax returns or General Excise tax returns where Applicant was a self-employed individual or a corporation.
- A & K NURSERY, INC., GE Tax Number & State Withholding No. is W20331116-01
5. Attach at least two (2) reference letters from people, who are not related to you, verifying agricultural background (applies to farm laborer or previous farm experience). N/A

## **Business Plan**

6. What will the land be used for? List the goals and objectives to utilize and develop the land:

Land is used for A & K Nursery farm use. Currently planted & producing crops. Also, home on property is used to house foreign exchange worker program recipients.

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7. What products will be sold?

Tuberose & White Ginger are the main products of A & K Nursery. We also produce other miscellaneous crops. Lei stringing

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8. What is the projected yearly level of production?

Through rotation of our farm lands in Haleiwa and Waimanalo we gross \$2 million plus in crop revenue

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9. What is the demand for your products in the near- and long-term?

We hope it will always be in demand. So far, it has been fairly consistent. Highs and lows have been mostly weather related

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10. Who are your primary customers and how will the products be distributed?

Primary customers are established Oahu based florists and Lei vendors and outer island vendors. We distribute all our products 365 days a year islandwide

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11. What is your pricing strategy?

Pricing strategy is based on the flower market. The other types of lei flowers basically dictate the price structure. Also, seasons (graduation/summer/winter) dictate price structure

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12. How will you market your products?

We currently market our products by standing orders from existing clients. Also, we have tour contracts which require our leis on a daily basis

13. Who are your major competitors and what is your competitive strategy?

Major competitors have been other farms that produce lei flowers and also Thailand orchid wholesalers who often sell very low in terms of pricing. Competitive strategy would be to be consistent in production and keep costs down to be competitive

14. What improvements to the land do you intend to make and at what cost?

We would like to utilize the \$57,000.00 Finance Factors loan to improve our irrigation, implement a crop nutrient program, and renovate current facilities (electrical & housing)

15. How will you develop the land from the beginning of your use of the lease area until it is in full operation? Give estimated times required by each major activity and projected percentages of development.

Currently A & K Nursery does utilize our cropping land in full operation. Our infrastructure is complete with a full staff, paid for equipment, and an ongoing planting and harvesting schedule. We look forward to continuing operations on this parcel of land

16. How will you finance the operations?

Our operations are ongoing. Our income level will allow us to maintain as well as improve this leased parcel

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17. What is the most lease rent that you can pay before net profit will be zero? \$15,000.00 & up  
per year is fairly high

18. What problems are anticipated in carrying out this plan and how will you resolve them?

Our basic problem has been weather. Aside from that, we have been fairly consistent with our farm operations. Resolution for problems is a day to day goal at A & K Nursery

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19. Attach a completed Cash Flow Projection. You must show **all** income and expenses applicable to your business for a five-year period or one crop rotation **whichever is greater**. Attachment C provides a sample form. You may use your own format.

20. Attach a Preliminary Map Plan (can be drawn free hand). Please note:

- A. Pasture leases should show fencing, stock watering troughs, water distribution system if needed and topography with physical features to be protected, such as streams, eroded land, steep areas, etc.
- B. Intensive agriculture leases should show crop rows, roadways, structures, windbreaks if necessary and water distribution system plus topography with physical features such as streams, gullies, step areas, etc. If you are proposing crops that are not prevalent in the area, letters from agricultural experts testifying to the viability of the crop within the area should be included. Will provide existing map (Plot Plan)  
see David

**Financial Capacity**

21. All Applicants must attach the following:

- a. Federal income tax returns for the most recent three years. If the most recent year of operation will not be submitted, please explain why:
- b. At least one (1) credit reference letter from a bank or other financial institution with which the Applicant regularly does business.
- c. If Applicant is an individual, husband and wife, sole proprietorship or partnership, attach Personal Financial Statement for each person (Attachment D).
- d. If Applicant is as a corporation, attach financial statements (current balance sheet and income/expense statement) for the most recent two years.



- e. If Applicant is a corporation, partnership or joint venture which was formed within the last three years, Applicant must also submit Personal Financial Statements (Attachment D) for each principal stockholder in the case of a corporation, each partner in the case of a partnership, or each member in the case of a joint venture, for the years previous to the formation of the organization so that a minimum of three consecutive years of statements are submitted.

22. Are there any outstanding judgments against you? If yes, explain: Yes ☒ No

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23. Have you filed bankruptcy within the past seven years? Yes ☒ No

24. Have you had property foreclosed upon or given title or deed in lieu thereof in the last seven years? Yes ☒ No

25. Are you a party in any legal action? If yes, explain: Yes ☒ No

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26. Have you directly or indirectly been obligated on any loan, which resulted in foreclosure, transfer of title in lieu of foreclosure, or judgment? If yes, provide details, including date, name and address of lender and reasons for the action: Yes ☒ No

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27. Are you presently delinquent or in default on any Federal, State or county rent, debt or any other loan, mortgage, financial obligation, bond, or loan guarantee? If yes, explain: Yes ☒ No

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### **Criminal Convictions**

28. Have you ever been convicted of the crime of cruelty to animals and/or have you been convicted of a violation of law? If yes, explain: Yes ☒ No

**Attachment B**  
**Information on Obtaining Tax Clearances**

For information on obtaining State tax clearances, contact the State Department of Taxation:

State District Tax Offices:

Oahu District Tax Office  
830 Punchbowl Street  
Post Office Box 259  
Honolulu, Hawaii 96809-0259  
Phone: (808) 587-4242  
Toll-free: 1-800-222-3229

Kauai District Tax Office  
3060 Eiwa Street, #105  
Lihue, Hawaii 96766-1889  
Phone: (808) 274-3456

Hawaii District Tax Office  
75 Aupuni Street  
Post Office Box 833  
Hilo, Hawaii 96721-0833  
Phone: (808) 974-6321

Maui District Tax Office  
54 South High Street  
Post Office Box 1169  
Wailuku, Hawaii 96793-1169  
Phone: (808) 984-8511

Tax Clearance Application (Form A-6): <http://www.hawaii.gov/tax/current/a6.pdf>  
Instructions for filing Form A-6: <http://www.hawaii.gov/tax/current/a6ins.pdf>

For information on obtaining county tax clearances, contact the Real Property Tax Office in your county.

City & County of Honolulu

City Hall  
Treasury Office, Room 115  
530 South King Street  
Honolulu, Hawaii 96813  
OR call 523-4856 (tax clearance forms  
can be mailed or e-mailed to you)

County of Hawaii

Real Property Tax Office/Collections Div  
Aupuni Center  
101 Pauahi Street, Suite 4  
Hilo, Hawaii 96720  
Phone: (808) 961-8282  
Fax: (808) 961-8415

County of Kauai

Real Property Tax Collection  
4444 Rice Street, Suite 463  
Lihue, Hawaii 96766  
Phone: (808) 241-6555

County of Maui

Real Property Tax Division  
70 E. Kaahumanu Avenue, Suite A-16  
Kahului, Hawaii 96732  
Phone: (808) 270-7697